

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

125

CWP-6239-2024 (O&M)
Date of decision: 15.03.2024

Jashandeep Singh and others

...Petitioners

VERSUS

Union of India and others

...Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present :- Mr. Puneet Kumar Bansal, Advocate for the petitioners.

Mr. Parvesh K. Saini, Senior Panel Counsel,
for respondent No.1-UOI.

Mr. Saurav Verma, Addl. A.G., Punjab.

VINOD S. BHARDWAJ, J. (Oral)

1. Prayer in the present petition is for restraining respondents No.5 to 8 from installing and starting the operation of the mobile tower on the terrace of Shop No.32 situated in the area of Sabzi Mandi, Ferozepur City belonging to respondents No.6 to 8 alleging that the same is being installed without getting Fitness Certificate of the building from the Municipal Council, Ferozepur City, which is mandated under the Regulations dated 07.12.2020 as well as Section 10-B of the Indian Telegraph Act.
2. There is prima facie no document on the basis whereof this Court may assume that the requisite compliance and safety requirements prescribed under the Regulations have not been followed.
3. Learned counsel for the petitioners contends that he may be

granted liberty to submit all the relevant material along with violation of the Regulations by respondents No.6 to 8 to the competent authority and that in the event of petitioners submitting such a representation along with all the supporting material, a decision may be taken thereupon.

4. The present writ petition is accordingly **disposed of** as not pressed at this stage with liberty to the petitioners to approach the competent authority along with the relevant supporting documents demonstrating illegality, if any, in the installation of towers. In the event of any such request along with relevant material being submitted before the competent authorities, they shall take an appropriate decision thereupon in accordance with law.

15.03.2024
Mangal Singh

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No